

**Board of Registration of Podiatry
1000 Washington Street, Boston, MA 02118
Minutes of February 14, 2017 Public Meeting**

Board Members Present:

Dr. LeRoy Kelley, Chair
Dr. Bruce Bonnell, Member
Dr. Kenneth Leavitt, Member

Administrative Staff Present:

Michael Hawley, Executive Director
Sheila York, Board Counsel
Anne Driscoll, Investigator Supervisor

Board Members Absent:

Dr. Raymond Murano, Secretary

Members of the Public Present:

Mark Molloy, Esq.
Harry Schrede

I. Housekeeping Matters and Evacuation Procedures

Dr. Kelley, the Chair, observed a quorum of board members to be present and opened the meeting at 11:00am.

Executive Director, Michael Hawley informed attendees of the evacuation procedures and location of the restrooms.

II. Vote on Minutes:

Dr. Leavitt moved to accept the minutes from the January 10, 2017 meeting as amended. Dr. Bonnell seconded the motion. The motion passed unanimously.

III. Investigative Session - Closed Session under MGL ch. 112, Section 65C:

At 11:02, Dr. Leavitt moved to enter investigative session [Closed Session under MGL ch. 112, Section 65C] to consider a counter offer on: PD-16-004. Dr. Kelley seconded the motion. The motion passed unanimously.

During Investigative Session, Dr. Leavitt noted a potential appearance of a conflict of interest and recused himself from discussion of PD-16-004 and left the room.

At the end of the closed session, the open meeting resumed. Report of action taken during investigative session:

PD-16-004: Tabled. Dr. Leavitt recused.

Dr. Leavitt returned to the room.

IV. New Items:

I. New items:

a. Board Chair

Dr. Kelley mentioned the Practice act which is to be refiled in the Massachusetts Senate and House and contains the same language as previously filed bills. Mark Molloy, of Lynch Associates gave an update and will provide further updates at future meetings.

a. Executive director, Michael Hawley's report to the board:

- I. E-licensing update – Problems with Renewals seem to have been resolved. At least some of the problems were due to the late mailing of the renewal coupons. Staff expects that, for the next renewal cycle, there will be no delay in mailing the coupons.
- II. Licensee retention – A list was provided to the board members indicating which Limited Licensees subsequently became full licensees in the Commonwealth and, for those, how long did each retain his or her license. Mr. Molloy requested a copy of the list and it was provided to him.

b. Board counsel, Sheila York's report to the board:

- I. Update on EO 562 regulation changes – The Board's amendments to 249 CMR became effective January 13, 2017. Attorney York will email pdf versions of the new regulations to Board members and give hard copies to those who want them.
- II. Reciprocity evaluation
 - I. Thomas Franchini, DPM – Board Counsel reported that, as a current New York licensee and per 249 CMR 3.01(2) (revised eff. 1/13/17), Dr. Franchini was approved for reciprocal licensure after consult with the Chair. PCS had prematurely approved him for reciprocal licensure before the application was submitted to Board Counsel for review. Board Counsel reviewed the reciprocity documentation and although there was no reciprocity from Rhode Island, the applicant was able to meet the reciprocity requirements based on his New York license. Board Counsel also briefed the Board on supplemental information that Dr. Franchini had provided as part of his application and the Board requested that Dr. Franchini be scheduled to discuss that documentation with the Board.

c. Discussion:

- I. Non-opioid Directive Circular – Read and Filed

- II. Disabled Parking Placard Applications – The Board briefly discussed. Mr. Molloy requested that Board staff email him an electronic copy of the document.
- d. **Open session for topics not reasonably anticipated by the chair 48 hours in advance of meeting.**
 - I. None.

Dr. Leavitt moved to adjourn the meeting at 11:53. Dr. Bonnell seconded. The motion passed unanimously.

Respectfully submitted,

A handwritten signature in black ink, reading "Michael Hawley". The signature is fluid and cursive, with a large loop at the end of the last name.

Michael Hawley
Executive Director

List of Documents Used at the Public Meeting:

1. Agenda dated February 14, 2017
2. Draft of minutes dated January 10, 2017
3. 2017 application for Disabled Parking Placard and accompanying Power-point Presentation
4. Non-opioid Directive Circular Dated January 24, 2017
5. List of Limited Licensees